

**Notice of Allowability**

Application No.

10/083,083

Examiner

Ruth Ilan

Applicant(s)

KIM, HYUN S.

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3616

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to the amendment of February 23, 2004.
2. ☒ The allowed claim(s) is/are 3-7,9-15,17-19 and 23.
3. ☐ The drawings filed on \_\_\_\_\_ are accepted by the Examiner.
4. ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
  - a) ☐ All b) ☐ Some\* c) ☐ None of the:
    1. ☐ Certified copies of the priority documents have been received.
    2. ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
    3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).
  - \* Certified copies not received: \_\_\_\_\_.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.

**THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.**

5. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
6. ☒ CORRECTED DRAWINGS (as "replacement sheets") must be submitted.
  - (a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached
    - 1) ☐ hereto or 2) ☐ to Paper No./Mail Date \_\_\_\_\_.
  - (b) ☒ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date \_\_\_\_\_.

Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).
7. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

**Attachment(s)**

1. ☐ Notice of References Cited (PTO-892)
2. ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
3. ☐ Information Disclosure Statements (PTO-1449 or PTO/SB/08),  
Paper No./Mail Date \_\_\_\_\_
4. ☐ Examiner's Comment Regarding Requirement for Deposit  
of Biological Material
5. ☐ Notice of Informal Patent Application (PTO-152)
6. ☐ Interview Summary (PTO-413),  
Paper No./Mail Date \_\_\_\_\_
7. ☒ Examiner's Amendment/Comment
8. ☐ Examiner's Statement of Reasons for Allowance
9. ☐ Other \_\_\_\_\_

Ruth Ilan  
Examiner  
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5/12/04

### EXAMINER'S AMENDMENT

1. An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it MUST be submitted no later than the payment of the issue fee.

Authorization for this examiner's amendment was given in a telephone interview with Mr. Daniel Gurfinkel on May 11, 2004.

The application has been amended as follows:

In claim 3, line 6, "belts" has been changed to ----belt----.

Claim 8 has been cancelled.

Claims 9 and 10 have been amended as follows:

9. (amended) The supplemental restraint system of claim 3, wherein said harness is [comprised of a plurality of belts] worn about the upper torso of a user, such that [a first one of said plurality of belts] said generally horizontally oriented belt is worn approximately about the waist of the user and at least one of the [plurality] generally vertical belts is attached to said [first one of the said plurality of belts] generally horizontal belt and extends over a shoulder of the user.

10. (amended) The supplemental restraint system of claim [8] 3, wherein said [harness is comprised of] generally vertically oriented belts are a first shoulder strap, having a first and second end, and a second shoulder strap, having a first and second end, said shoulder straps being spaced apart and generally parallel to one another at said first end of each of said shoulder straps, such that said first and second shoulder

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straps extend from approximately waist-height at the front of a user, over the shoulders of the user, to approximately waist-height at the rear of the user [the harness further comprising a third strap], and wherein the generally horizontal belt having a first and second end, is attached to said first and second ends of both said first and second straps, generally perpendicularly, at said front and rear of said user, such that said [third strap] generally horizontal belt extends circumferentially about said user, at about waist-height, said [third strap] generally horizontal belt having first and second end attachment points and being of a length such that said first and second ends of said [third strap] generally horizontal belt may be attached to the attachment points such that said first and second ends of said [third strap] generally horizontal belt overlap one another.

In claim 12, line 1, "straps" has been changed to -----belts-----.

In claim 13, line 10, "belts" has been changed to ----belts----.

Claim 14 has been amended as follows:

14. (amended) The supplemental restraint system of claim 14, wherein said [harness is comprised of] generally vertically oriented belts are a first shoulder strap, having a first and second end, and a second shoulder strap, having a first and second end, said shoulder straps being spaced apart and generally parallel to one another at said first end of each of said shoulder straps, such that said first and second shoulder straps extend from approximately waist-height at the front of a user, over the shoulders of the user, to approximately waist-height at the rear of the user [the harness further comprising a third strap], and wherein the generally horizontal belt having a first and second end, is attached to said first and second ends of both said first and second

straps, generally perpendicularly, at said front and rear of said user, such that said [third strap] generally horizontal belt extends circumferentially about said user, at about waist-height, said [third strap] generally horizontal belt having first and second end attachment points and being of a length such that said first and second ends of said [third strap] generally horizontal belt may be attached to the attachment points such that said first and second ends of said [third strap] generally horizontal belt overlap one another.

Claims 20-22 have been cancelled.

Claim 23 has been amended as follows:

23. (amended) The supplemental restraint system of claim 3 [method of enhancing the safety of a rider of claim 21 including the step of constructing] wherein the harness [such that the harness] can be adjusted to fit persons of a plurality of sizes.

2. The following changes to the drawings have been approved by the examiner and agreed upon by applicant: The proposed drawing changes as submitted February 23, 2004 have been approved and must be submitted as replacement sheets. In order to avoid abandonment of the application, applicant must make these above agreed upon drawing changes.

## **INFORMATION ON HOW TO EFFECT DRAWING CHANGES**

### **Replacement Drawing Sheets**

Drawing changes must be made by presenting replacement figures which incorporate the desired changes and which comply with 37 CFR 1.84. An explanation of the changes made must be presented either in the drawing amendments, or remarks, section of the amendment. Any replacement drawing sheet must be identified in the top margin as "Replacement Sheet" and include all of the figures appearing on the

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immediate prior version of the sheet, even though only one figure may be amended. The figure or figure number of the amended drawing(s) must not be labeled as "amended." If the changes to the drawing figure(s) are not accepted by the examiner, applicant will be notified of any required corrective action in the next Office action. No further drawing submission will be required, unless applicant is notified.

Identifying indicia, if provided, should include the title of the invention, inventor's name, and application number, or docket number (if any) if an application number has not been assigned to the application. If this information is provided, it must be placed on the front of each sheet and centered within the top margin.

### **Annotated Drawing Sheets**

A marked-up copy of any amended drawing figure, including annotations indicating the changes made, may be submitted or required by the examiner. The annotated drawing sheets must be clearly labeled as "Annotated Marked-up Drawings" and accompany the replacement sheets.

### **Timing of Corrections**

Applicant is required to submit acceptable corrected drawings within the time period set in the Office action. See 37 CFR 1.85(a). Failure to take corrective action within the set period will result in ABANDONMENT of the application.

If corrected drawings are required in a Notice of Allowability (PTOL-37), the new drawings **MUST** be filed within the **THREE MONTH** shortened statutory period set for reply in the "Notice of Allowability." Extensions of time may **NOT** be obtained under the provisions of 37 CFR 1.136 for filing the corrected drawings after the mailing of a Notice of Allowability.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Ruth Ilan whose telephone number is 703-306-5956.

The examiner can normally be reached on Monday-Friday, 8:30-5:00.

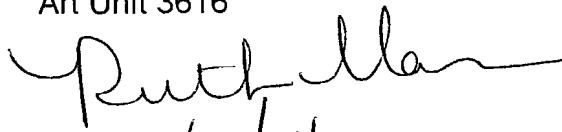
If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Paul Dickson can be reached on 703-308-2089. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

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Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

Ruth Ilan  
Examiner  
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5/11/04

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